FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EB 446328337 US

JULY 10, 2008

U. S. Department of Commerce Patent and Trademark Office ATTORNEY'S DOCKET NUMBER

"Express Mail" label mailing number

Date of Deposit

Form PTO-1390 U. S (REV 10-95)		Department of Commerce Patent and Trademark Office	ATTORNEY'S DOCKET NUMBER BS/1-23010/A/PCT					
	TRANSMITTAL LETTER TO 1 DESIGNATED/ELECTED O		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/586,707					
CONCERNING A FILING UNDER 35 U.S.C. 371								
1	NATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED					
	P 2005/050140 OF INVENTION	JANUARY 14, 2005	JANUARY 23, 2004					
	OF INVENTION OD OF PRODUCING LOW-DUST GR	RANULES FROM POLYMER ADDIT	IVES					
APPLIC	CANT(S) FOR DO/EO/US							
BENJA	MIN BREITENSTEIN, THOMAS GEO	ORG GFRORER, ROLF WALDNER	AND PIERRE LUTZ					
Applica	nt herewith submits to the United States D	Designated/Elected Office (DO/EO/US) t	he following items and other information:					
1. 🗆	This is a FIRST submission of items cor	ncerning a filing under 35 U.S.C. 371.						
2. 🗹	This is a SECOND or SUBSEQUENT s	submission of items concerning a filir	ng under 35 U.S.C. 371.					
3. 🗆	until the expiration of the applicable tim	ne limit set in 35 U.S.C. 371(b) and PCT	(f) at any time rather than delay examination Articles 22 and 39 (1).					
4. □	A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority							
5. 🗆	date. A copy of the International Application as filed (35 U.S.C. 371(c)(2))							
• -	a. is transmitted herewith (require	ed only if not transmitted by the Internati	onal Bureau).					
	 b. has been transmitted by the Inc. is not required, as the applicat 	iternational Bureau. (See attached For ion was filed in the United States Receiv	m PC1/1B/308) vina Office (RO/US).					
6. 🗆	A translation of the International Applica	tion into English 35.U.S.C. 371(c)(2)).						
7. 🗆	Amendments to the claims of the Interna	ational Application under PCT Article 19 ired only if not transmitted by the Interna	(35 U.S.C.371(c)(3)).					
	a. are transmitted herewith (requb. have been transmitted by the l		silonal buleauj.					
	c. have not been made; however, the time limit for making such amendments has NOT expired.							
8. 🗆	d. ☐ have not been made and will not be made. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).							
9. 🗹	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).							
10. 🗆								
Items 11. to 16. below concern document(s) or information included.								
11. 🗆								
11. 🗆								
12. 🗆	An assignment document for recording.	A separate cover sheet in compliance	with 37 CFR 3.28 and 3.31 is included.					
13. 🗖	· · · · · · · · · · · · · · · · · · ·							
14. 🗆	A substitute specification.							
15. 🗆	A change of power of attorney and/or ad	ddress letter.						

Other items or information: (See attached Form PCT/ISA/210)

U.S. APPLICATION NO 10/586,707	(if known, see 37 CFF		RNATIONAL APPLICATION NO. T/EP 2005/050140		8010/A/PCT	
	llowing fees are		1/121 2003/030140	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
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a _l · □ If	Search Fee (37 oplication to the International Se	USPTO as an Inte	has been paid on the inte rnational Searching Authore repared and provided to t	orityhe Office \$400.00		
	TOTAL	OF ABOVE CALC	ULATIONS=	\$900.00	\$	
(excludin	l fee for specif	fication and drawi sting or computer 250.00 for each a	ngs filed in paper over program listing filed in dditional 50 sheets of p	an electronic paper or fraction		
Total Sheets	Extra sheets		additional 50 or fraction	RATE		
		thereof (round up	to a whole number)			
- 100 =	/50=			x \$250.00	\$	<u> </u>
months from t	ne earliest clai	med priority date	f declaration later than (37 CFR 1.492(e)).		\$130.00	
CLAIMS	NI	JMBER FILED	NUMBER EXTRA	RATE		
Total claims		- 20 =	0	X \$50.00	\$	
Independent cla		-3 =	0	X \$200.00	\$	
MULTIPLE DEF	PENDENT CLAI	M(S) (if applicable		+ \$360.00	\$	
			OTAL OF ABOVE C		\$130.00	
☐ Applicant are reduce		entity status. See	e 37 CFR 1.27. The fee		\$ \$130.00	
				SUBTOTAL =	<u> </u>	<u> </u>
Processing fee months from the	of \$130.00 for fee earliest claime	urnishing the Engli ed priority date (37	sh translation later than CFR 1.492(f)).	□ 20 □ 30 +	\$	
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					Amount to be refunded:	\$
					Amount to be charged:	\$130.00
a. □ A chec	k in the amoun	t of \$	to cover the above fe	es is enclosed.	1 3	
b. 🗹 Please	charge my De		 03-1935 in the amount of		ove fees.	
•	• •		to charge any additional f	ees which may be requir	ed, or credit any o	erpayment to
Depos	it Account No. (03-1935. A duplica	te copy of this sheet is er	nclosed.		
			37 CFR 1.494 or 1.495 h oplication to pending sta		tion to revive (37	CFR 1.137(a) or
PLEASE ASSOC	IATE THE ATTA	CHED APPLICATION	WITH CUSTOMER NUMBE	ER 000324 AND SEND ALL	CORRESPONDENC	CE TO:
JoAnn Villamizar				AIXM		
Patent Departm		•		SIGNATURE		
540 White Plair	is Road			T. I. A. O.		
P.O. Box 2005	10504 0005			Tyler A. Stevenson		
Tarrytown, NY 14/2008 LLANDGR	10091-9005 2 0000001 0319	35 10586707		NAME		
				46,388		
FC:1617	130.00 DA			REGISTRATION NU	MBER	

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EB 446328337 US "Express Mail" label mailing number

JULY 10, 2008

Date of Deposit

Form PTO- (REV 10-9		ATTORNEY'S DOCKET NUMBER					
		BS/1-23010/A/PCT U.S. APPLICATION NO. (If known, see 37 CFR 1.5					
	TRANSMITTAL LETTER TO THE UNITED STATES	10/586,707					
	DESIGNATED/ELECTED OFFICE (DO/EO/US)	10,500,707					
	CONCERNING A FILING UNDER 35 U.S.C. 371						
INTER	NATIONAL APPLICATION NO. INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED					
	P 2005/050140 JANUARY 14, 2005	JANUARY 23, 2004					
	OF INVENTION OD OF PRODUCING LOW-DUST GRANULES FROM POLYMER ADDIT	IVES					
	CANT(S) FOR DO/EO/US						
BENJA	MIN BREITENSTEIN, THOMAS GEORG GFRÖRER, ROLF WALDNER.	AND PIERRE LUTZ					
02.10							
Applica	nt herewith submits to the United States Designated/Elected Office (DO/EO/US) to	he following items and other information:					
1. 🗆	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.						
1. □ 2. ☑	This is a SECOND or SUBSEQUENT submission of items concerning a filir	ng under 35 U.S.C. 371.					
3.	This express request to begin national examination procedures (35 U.S.C. 371)	f) at any time rather than delay examination					
•	until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT						
4. 🗆	A proper Demand for International Preliminary Examination was made by the 19	th month from the earliest claimed priority					
-5. □	date. A copy of the International Application as filed (35 U.S.C. 371(c)(2))						
O. L.	a. is transmitted herewith (required only if not transmitted by the Internation	onal Bureau).					
	b. has been transmitted by the International Bureau. (See attached For						
	c. is not required, as the application was filed in the United States Receiving Office (RO/US).						
6. 🗆	A translation of the International Application into English 35.U.S.C. 371(c)(2)).	(25.11.6.0.274/5)(2))					
7. 🗆	Amendments to the claims of the International Application under PCT Article 19 a. are transmitted herewith (required only if not transmitted by the Interna						
	 a.	tional bureau).					
	c. \(\square\) have not been made; however, the time limit for making such amendm	ents has NOT expired.					
	d. \(\square\) have not been made and will not be made.	·					
8. 🗆	A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 3	371 (c)(3)).					
9. 🗹	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).						
10. 🗆	A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).						
	A A A A A A A A A A A A A A A A A A A						
Items 1	1. to 16. below concern document(s) or information included.						
11. 🗆	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.						
12. 🗆	An assignment document for recording. A separate cover sheet in compliance v	vith 37 CFR 3.28 and 3.31 is included.					
13. 🛘	A FIRST preliminary amendment.						
	☐ A SECOND or SUBSEQUENT preliminary amendment.						
14. 🗆	A substitute specification.	·					
15. 🛘	A change of power of attorney and/or address letter.						
16. 🗆	Other items or information: (See attached Form PCT/ISA/210)						

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) INTERNATIONAL APPLICATION NO. ATTORNEY					'S DOCKET NUMBER			
					3010/A/PCT			
17. ☐ The following fees are submitted:								
Basic	national fee				\$300.00	\$		
Exami	nation fee				\$200.00	\$		
Search	n Fee							
☐ If	Search Fee (37	7 CFR 1.445(a))(2)) has been paid on the int	ernational				
a	pplication to the	USPTO as an	International Searching Aut	hority			1.	
☐ If	International Se	earch Report w	as prepared and provided to	the Office	\$400.00		'	
□ A	ll other situation							
			ALCULATIONS=		\$900.00	\$	<u> </u>	
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			uter program listing filed in					
medium)	. The fee is \$3	250.00 for ear	ch additional 50 sheets of	paper or fractio	n			
thereof.								
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		thereof (roun	nd up to a whole number)					
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			late (37 CFR 1.492(e)).					
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Independent cla	ime	-3		X \$200.0		\$		
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				SUBTO	TAL =	\$130.00		
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			(37 CFR 1.492(f)).		+	•		
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a. A chec	k in the amount	i of \$	to cover the above fe	ees is enclosed.				
	 Please charge my Deposit Account No. 03-1935 in the amount of \$130.00 to cover the above fees. A duplicate copy of this sheet is enclosed. 							
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c. ☑ The Co	mmissioner is l	hereby authoriz	zed to charge any additional	fees which may b	e require	ed, or credit any ov	erpayment to	
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NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or								
(b)) must be filed and granted to restore the application to pending status.								
PLEASE ASSOCIATE THE ATTACHED APPLICATION WITH CUSTOMER NUMBER 000324 AND SEND ALL CORRESPONDENCE TO:								
JoAnn Villamizar								
Patent Department SIGNATURE								
540 White Plain				U				
P.O. Box 2005 Tyler A. Stevenson								
Tarrytown, NY 10591-9005								
46,388								
				REGISTRA	TION NUM	/BER		

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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	Form PTO- (REV 10-95		6. Department of Commerce Patent and Trademark Office	BS/1-23010/A/PCT			
TRANSMITTAL LETTER TO			THE UNITED STATES	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)			
	-	DESIGNATED/ELECTED		10/586,707			
		CONCERNING A FILING U	NDER 35 U.S.C. 371				
	INTER	NATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED			
		P 2005/050140	JANUARY 23, 2004				
		OF INVENTION					
			RANULES FROM POLYMER ADDIT	IVES			
	APPLIC	CANT(S) FOR DO/EO/US	ORG GFRÖRER, ROLF WALDNER	AND PIERRE LITZ			
ı	DEMJA	WIIN BREITENSTEIN, THOWAS GE	ONG GI NONEN, NOEL WALDINEN	AND FILITIE EUTZ			
	Applica	nt herewith submits to the United States	Designated/Elected Office (DO/EO/US) t	he following items and other information:			
	• •						
	1. 🗖.	This is a FIRST submission of items co	oncerning a filing under 35 U.S.C. 371.				
	2. 🗹	This is a SECOND or SUBSEQUENT	submission of items concerning a filir	ng under 35 U.S.C. 371.			
	3. 🗆	This express request to begin national	examination procedures (35 U.S.C. 371)	f) at any time rather than delay examination			
	4 🗖	until the expiration of the applicable tir	me limit set in 35 U.S.C. 371(b) and PCT	Articles 22 and 39 (1). Ith month from the earliest claimed priority			
	4. 🗆	date.	initially Examination was made by the 10	an mornir nom the camest damed phonty			
	- 5. 🛚	A copy of the International Application					
			red only if not transmitted by the Internati				
			nternational Bureau. (See attached For tion was filed in the United States Receiv				
	6. 🗆	A translation of the International Applic		ing office (No/00).			
	7.	Amendments to the claims of the Interr	national Application under PCT Article 19	(35 U.S.C.371(c)(3)).			
			uired only if not transmitted by the Interna	tional Bureau).			
		b. have been transmitted by the	International Bureau. r, the time limit for making such amendm	ente has NOT evnired			
		c. have not been made; howeved. have not been made and will		ents has NOT expired.			
	8. 🗆	A translation of the amendments to the	claims under PCT Article 19 (35 U.S.C.	371 (c)(3)).			
	9. 🗹	An oath or declaration of the invento	or(s) (35 U.S.C. 371(c)(4)).				
	10. 🛘	A translation of the annexes to the Inter	rnational Preliminary Examination Report	under PCT Article 36 (35 U.S.C. 371(c)(5)).			
	Items 1	1. to 16. below concern document(s) o	or information included.				
	11. 🗆	An Information Disclosure Statement u	nder 37 CFR 1 97 and 1 98				
	П. Ш	An information disclosure statement di	nder 57 Of IC 1.97 and 1.30.				
	12. 🗆	An assignment document for recording	. A separate cover sheet in compliance v	with 37 CFR 3.28 and 3.31 is included.			
	13. 🗆	A FIRST preliminary amendment.	·	•			
	13.	A SECOND or SUBSEQUENT prelimin	ary amendment.				
	14. 🗆	14. ☐ A substitute specification.					
	15. 🛘	A change of power of attorney and/or a	ddress letter.				
	16. 🛘	Other items or information: (See attac	hed Form PCT/ISA/210)				

U.S. APPLICATION NO. (if known	, see 37 CFR 1.5)	INTERNATIONAL A				'S DOCKET NUMBER		
10/586,707 PCT/EP 2005/050140 BS/1-23010/A/PCT 17. □ The following fees are submitted: □								
_	l fee				\$300.00	\$		
	ee				\$200.00	\$		
Search Fee					V			
Search Fee ☐ If Search Fee (37 CFR 1.445(a)(2)) has been paid on the international								
application	on to the USPTO as	an International	Searching Auth	ority				
☐ If Internat	tional Search Repo	t was prepared a	nd provided to	the Office	\$400.00		1	
☐ All other	situations							
	TOTAL OF ABOVE				\$900.00	\$		
☐ Additional fee fo	r specification and	d drawings filed	in paper over	100 sheets				
(excluding sequ	ence listing or cor	mputer program	listing filed in	an electronic]		
	fee is \$250.00 for	each additional	50 sheets of p	paper or fraction	on			
thereof.		•					ļ	
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CLAIMS	NUMBER FIL		BER EXTRA	RATE	:			
Total claims		20 =	0	X \$50.0		\$		
Independent claims		-3 =	0	X \$200.		\$		
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are reduced by ½	2					0400.00	ļ	
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Processing fee of \$130 months from the earlies	Processing fee of \$130.00 for furnishing the English translation later than							
			TOTAL N	ATIONAL FE	E =	\$		
Fee for recording the e	nclosed assignmen	(37 CFR 1 21(h)			· <u> </u>	\$		
accompanied by an app	propriate cover she	et (37 CFR 3.28,	3.31). \$40.00 p	er property	+	Ţ		
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						Amount to be	\$130.00	
						charged:	Ψ130.00	
a. □ A check in the	amount of \$	to co	er the above fe	es is enclosed		i onargou.	J	
 a. A check in the amount of \$ to cover the above fees is enclosed. b. Please charge my Deposit Account No. 03-1935 in the amount of \$130.00 to cover the above fees. 								
A duplicate copy of this sheet is enclosed. c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to								
c. 🗹 The Commissi	oner is hereby auth	orized to charge	any additional f	ees which may	be require	ed, or credit any ov	erpayment to	
Deposit Accou	int No. 03-1935. A	duplicate copy of	this sheet is er	closed.				
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.								
PLEASE ASSOCIATE TH	E ATTACHED APPLIC	CATION WITH CUS	STOMER NUMBE	ER 000324 AND S	END ALL	CORRESPONDENC	E TO:	
JoAnn Villamizar				Νĭ	YU			
Patent Department SIGNATURE								
540 White Plains Road								
P.O. Box 2005 Tyler A. Stevenson								
Tarrytown, NY 10591-9005 NAME								
46,388 REGISTRATION NU						ARED		



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. BS/1-23010/A/PCT 10/586,707 Benjamin Breitenstein

324 JoAnn Villamizar Ciba Corporation/Patent Department

540 White Plains Road P.O. Box 2005 Tarrytown, NY 10591

RECEIVED Andrea DeCecchis

> JUL 7 2008

INTERNATIONAL APPLICATION NO. PCT/EP2005/050140 I.A. FILING DATE PRIORITY DATE 01/14/2005 01/23/2004

> **CONFIRMATION NO. 8777 371 FORMALITIES LETTER**

Docket Coordinator Patent Department

Date Mailed: 07/02/2008

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 07/20/2006
- Copy of the International Search Report filed on 07/20/2006
- Information Disclosure Statements filed on 07/20/2006
- Biochemical Sequence Diskette filed on 07/20/2006
- U.S. Basic National Fees filed on 07/20/2006
- Priority Documents filed on 07/20/2006
- Specification filed on 07/20/2006
- Claims filed on 07/20/2006
- Abstracts filed on 07/20/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as

page 1 of 2

FORM PCT/DO/EO/905 (371 Formalities Notice) 23010/A/PC well as an amendment specifically directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225